

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BECTON, DICKINSON and COMPANY,

Plaintiff,

v.

THERASENSE, Inc.,

Defendant.

Civil Action No. 04-10574 (JLT)

**JOINT MOTION FOR EXTENSION OF TIME
FOR PLAINTIFF BECTON, DICKINSON AND COMPANY
TO RESPOND TO DEFENDANT THERASENSE'S MOTION TO
DISMISS AND FOR LEAVE FOR THERASENSE TO FILE REPLY BRIEF**

Pursuant to L.R. 7.1, plaintiff Becton, Dickinson and Company ("BD") respectfully requests an extension until July 2, 2004 to respond to defendant TheraSense, Inc.'s ("TheraSense") Motion to Dismiss, and TheraSense requests leave to file a reply brief by July 16, 2004. In support of this Motion, the parties state as follows:

1. Counsel for BD have asked for more time in order to accommodate counsel schedules and properly prepare a response;
2. TheraSense has asked BD to assent to TheraSense's desire to file a reply brief by July 16, 2004; and
3. The parties have assented to one another's requests.

Respectfully submitted,

BECTON, DICKINSON AND COMPANY

By its attorneys

/s/ Timothy Shannon

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Date: June 11, 2004

Respectfully submitted,

THERASENSE, INC.

By its attorneys

/s/ Ted Dane/TRS

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Date: June 11, 2004

CERTIFICATE OF SERVICE

I, Timothy R. Shannon, hereby certify that on June 11, 2004, I caused a copy of this document to be served on counsel of record listed below.

Daniel L. Goldberg, Esq. (electronic notification)
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/s/ Timothy Shannon

Timothy R. Shannon